MC 1697/2007

HON’BLE MR. JUSTICE B.P.KATAKEY

Heard Mr. G.N.Sahewalla, learned Senior Counsel appearing for the applic ant. Also heard Mr.J.Roy, learned counsel representing the Corporation.

By means of this application, the petitioner has prayed for a di rection to the Respondent to allow the petitioner to participate in the NIB date d 27.04.07 as mentioned in the application. This Court while entertaining the wr it petition, was inclined to pass an interim order in respect of the impugned co mmunication dated 22.10.05. By the interim order passed on 21.12.05, it was prov ided that the decision to effect forfeiture of EMD/Security Deposit of the petit ioner and to purchase the bamboos as referred to in the communication dated 22.1 0.05 (Annexure-XII to writ petition) at the risk and cost of the petitioner shal l remain stayed.

In that view of the matter, it is hereby provided that the respo ndents may allow the petitioner to participate in the NIB dated 27.04.07 as ment ioned in the application. However, the participation of the petitioner in the te nder process shall be subject to the outcome of the result of the writ petition.

Misc Case stands disposed of.